

MEMORANDUM OF NON-JURY TRIAL

United States District Court

For the Western District of Pennsylvania

Colonial Surety Company

Plaintiff

vs.

No. *CA 05-116 E*

Frenchcreek township, et al.,

Defendant

HEARING ON *Motion to Dismiss*

Before Judge *McLaughlin*

Larry Miller

Appear for Plaintiff

Appear for Defendant

Hearing begun *10 am 10/5/05*

Hearing adjourned to

Hearing concluded C. A. V. *10:30 AM*

Stenographer *Ron Bench*

WITNESSES:

For Plaintiff

For Defendant

Granted As Mth. to Dismiss

Case Dismissed w/out prejudice